

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Offense charged:

Possession with Intent to Deliver Cocaine.

Detention Hearing: December 17, 2008.

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

Defendant is charged with a serious offense involving over 100 kilograms of cocaine with a street value of over \$2.5 million. If convicted he faces a mandatory minimum sentence of 10 years in prison. The strength of the case against defendant is strong: he was arrested on a beach

1 with the cocaine. Defendant is a Canadian citizen. He has mental health issues, has attempted
2 suicide in the past, and has a significant history of substance abuse.

3 It is therefore ORDERED:

4 (1) Defendant shall be detained pending trial and committed to the custody of the
5 Attorney General for confinement in a correctional facility separate, to the extent practicable,
6 from persons awaiting or serving sentences, or being held in custody pending appeal;

7 (2) Defendant shall be afforded reasonable opportunity for private consultation with
8 counsel;

9 (3) On order of a court of the United States or on request of an attorney for the
10 Government, the person in charge of the correctional facility in which defendant is confined shall
11 deliver the defendant to a United States Marshal for the purpose of an appearance in connection
12 with a court proceeding; and

13 (4) The clerk shall direct copies of this order to counsel for the United States, to counsel
14 for the defendant, to the United States Marshall, and to the United States Pretrial Services Officer.

15 DATED this 17th day of December, 2008.

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18 BRIAN A. TSUCHIDA
19 United States Magistrate Judge
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